

GOVERNMENT OF TELANGANA
ABSTRACT

Energy Department - SCCL - Acquisition of land Acs.198-33½ gts. for new coal mining projects of SCCL - Exemption from application of provisions of the Chapter II and Chapter III of the Act in exercise of the provisions contained in Sec.10(A) of the RFCTLARR Act, 2013 in public interest for land required for Project of RG OCP-III, Ramagundam Mandal, Peddapalli District - Publication of Gazette Notification in Form-A - Orders - Issued.

ENERGY (BUDGET/A1) DEPARTMENT

G.O.Ms.No. 3

Dated: 07-02-2020

Read the following:

1. RFCTLARR Act, 2013 (Central Act No.30 of 2013).
2. RFCTLARR (Telangana Amendment) Act, 2016 (Act No.21 of 2017).
3. The Telangana State Land Acquisition (Consent Award, Voluntary acquisition and Lump-sum Payment towards R&R) Rules, 2017.
4. From the Chairman & Managing Director, SCCL, Lr.No.CMD/PS/H/157, Dated:16.12.2019.

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ORDER:

The Chairman & Managing Director, SCCL in the reference 4th read above, informed that the SCCL is in urgent need of lands for the new Coal mining projects and that grounding of new coal mines and extension of existing coal mines are substantially delayed due to cumbersome procedure in land acquisition. As a result, SCCL will not be in a position to produce and supply coal as per the set targets to the existing and new power plants apart from other industries in Telangana State and South India. If the projects are not grounded as per schedule, cost of projects will be increased heavily due to delay. If coal is not supplied as per demand from time to time, operation of power plants will be affected and consequently lift irrigation projects, irrigation under wells and bore wells will also be affected; industrial production will be hampered and amenities to general public will also be affected.

2. The C&MD, SCCL while discussing the provisions of RFCTLARR Act, 2013 informed that for acquisition of land for a public purpose under RFCTLARR Act, 2013, under Chapter II of the Act, Social Impact Assessment Study (SIA) should be conducted by a Committee of about six members and appraisal of SIA by an Expert Group and the same procedure cumbersome and time consuming due to which land acquisition may be delayed for years. The C&MD, SCCL has further informed that the new section 10A of RFCTLARR Act, 2013 empowers the State Government to exempt in public interest in case of lands acquired for its own use and infrastructure projects, from the application of the provisions of Chapter II and Chapter II of the Act, 2013. The "mining activities" is in definition of 'infrastructure projects' in main Act of 2013. Hence, in the public interest the lands to be acquired for coal mines are to be exempted from the application of Chapters II and III of RFCTLARR Act, 2013.

3. In view of the above, the CMD, SCCL has requested for exemption of the following mentioned lands required Project of RG OCP-III, Ramagundam Mandal, Peddapalli District, from SIA study under Chapter II and Food Security under

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Chapter III of RFCTLARR Act 2013 in public interest and that after issuing a notification in Form-A, the concerned Project Authority will file requisition with the District Collector in Form-B duly enclosing Form-A notification:

Sl. No.	Name of Project	Land required Ac - gts	Land acquired so far	SIA exemption required now for land to be acquired	Targeted production of coal per annum from the year	Justification for seeking exemption
1	RG OCP-III, Ramagundam Mandal, Peddapalli District	Ac.5115 - 12 gts.	Ac.4903 - 37 $\frac{1}{4}$ gts.	Acs.198-33 $\frac{1}{4}$ gts. Details given below: a) Acs.72-25 $\frac{1}{4}$ gts. in Sy.Nos.27 to 48, 61 to 68, 246 and 249 to 252 at Alluru village, Ramagundam Mandal b) Acs.91-00 in Sy.Nos.33 to 36, 38, 46, 49, 50, 52 to 60, 74 to 80 at Penchikalpeta c) 35-08 gts. in Sy.Nos. 255, 256, 257 and 321 at Maredupaka villages of Ramagundam Mandal for OB Dump and road)	88.20 LT from 2020-21	This mine is working from 2000. Present land is required for construction of infrastructure as existing infra-structure is removed for extension of mining operations. This is balance extent for which SIA exemption to be given. Adverse social impact due to this land acquisition is insignificant as the lands are agricultural lands and there are no residential houses and there is no displacement of people. To avoid delay in land acquisition, exemption from SIA is required. Compensation and R&R benefits will be provided as per Telangana State Amendment Act 2016.

5. Government after careful consideration and examination of the provisions made in the Acts 1 to 3 read above decided to issue notification in Form-A duly exempting aforementioned lands from application of Chapters II and III of RFCTLARR Act, 2013 (Telangana Amendment Act, 2016) for new coal mining projects in public interest.

6. The following Notification shall be published in the next Extra Ordinary Issue of Telangana Gazette.

NOTIFICATION

“In exercise of the provisions contained in Sec.10(A) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (RFCTLARR) Act, 2013 (Telangana Amendment Act, 2016) in its application to the State of Telangana, the Government have decided and accordingly hereby, in the public interest, exempt the following lands required for new Coal mining projects, from the application of provisions of the Chapter II and Chapter III of the Act:

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Sl. No.	Name of Project	Land required Ac - gts	Land acquired so far	SIA exemption for land to be acquired
1	RG OCP-III, Ramagundam Mandal, Peddapalli District	Ac.5115 - 12 gts.	Ac.4903 - 37 $\frac{3}{4}$ gts.	Acs.198-33 $\frac{1}{4}$ gts. Details given below: a) Acs.72-25 $\frac{1}{4}$ gts. in Sy.Nos.27 to 48, 61 to 68, 246 and 249 to 252 at Alluru village, Ramagundam Mandal b) Acs.91-00 in Sy.Nos.33 to 36, 38, 46, 49, 50, 52 to 60, 74 to 80 at Penchikalpeta c) 35-08 gts. in Sy.Nos. 255, 256, 257 and 321 at Maredupaka villages of Ramagundam Mandal for OB Dump and road)

7. It is also certified that all the efforts have been made in finalizing the minimum extent of Land required for the said project.

8. The Chief Commissioner of Land Administration, Telangana State and the Chairman and Managing Director, Singareni Collieries Company Limited, shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

AJAY MISRA
Special Chief Secretary to Government

To

The Commissioner of Stationery & Printing, Government of Telangana, Hyderabad
(with a request to publish the notification in next extraordinary issue
of Telangana Gazette and furnish (50) copies to this Department)

The Chief Commissioner of Land Administration, Hyderabad.

The Chairman and Managing Director, SCCL, Hyderabad.

The District Collector, Peddapalli District

Copy to:

The P.S. to Principal Secretary to CM

The P.S. to Special Chief Secretary to Government, Energy Department.

File (C.No.1427/Budget.A1/2019)

SC/SF.

//Forwarded :: By Order//

SECTION OFFICER